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PTO/SB/26 (09-04)

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REJECTION OVER A "PRIOR" PATENT**Docket Number (Optional)
INDXCOR.013C1

In re Application of: DEMESA et al.

Application No.: 10/726,430

Filed: December 3, 2003

For: MODELING SYSTEM FOR RETRIEVING AND DISPLAYING DATA FROM MULTIPLE SOURCES

InDX Software Corp.

A Siemens Co.

The owner, A Siemens Co., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,700,590 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:

- expires for failure to pay a maintenance fee;
- is held unenforceable;
- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
- is reissued; or
- is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 43,351

Signature

Date

Anand Sethuraman

Typed or printed name

(650) 943-7554

Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/SB/98 may be used for making this certification. See MPEP § 324.

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IndX Software

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PAGE 02/02

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STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: DEMESA et al.

Application No./Patent No.: 10/725,420 Filed/Issue Date: December 3, 2003

Entitled: MODELING SYSTEM FOR RETRIEVING AND DISPLAYING DATA FROM MULTIPLE SOURCES

IndX Software Corp.,
A Siemens Corp.
(Name of Assignee) a corporation
(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1 ☒ the assignee of the entire right, title, and interest, or

2 ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %

In the patent application/patent identified above by virtue of either:

A ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 011640 Frame 0351, or for which a copy thereof is attached.

OR

B ☐ A chain of title from the inventor(s) of the patent application/patent identified above, to the current assignee as shown below:

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☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignment(s) or other documents in the chain of title are attached.

(NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08)

The undersigned (whose name is signed below) is authorized to act on behalf of the assignee.

[Signature] Signature 1-14-06 Date

Jose G. Demesa Printed or Typed Name 949-448-0600 Telephone Number

Vice President Research and Development, Chief Technical Officer Title

The collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application for a patent. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering and entering, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time it is required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. EEA 3102: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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JUNE 07, 2001

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NEWPORT BEACH, CA 92660



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THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 03/26/2001

REEL/FRAME: 011640/0351
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

DEMESA, JESSE G.

DOC DATE: 03/13/2001

ASSIGNOR:

JOHNSON, DAVID C.

DOC DATE: 03/13/2001

ASSIGNEE:

INDX SOFTWARE CORPORATION
6 JOURNEY, SUITE 125
ALISO VIEJO, CALIFORNIA 92656-5318

SERIAL NUMBER: 09704471

PATENT NUMBER:

FILING DATE: 11/01/2000
ISSUE DATE:

KIMBERLY WHITE, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

NO DATES DOCKETED
ATTORNEY RESPONSIBLE
INITIAL _____

Client Code: INDXCOR.013A

04-05-2001



TO THE ASSISTANT COMMISSIONER FO

101669573

documents or copy thereof.

1. Name of conveying party(ies): (If multiple assignors, list numerically)

- (1) Jesse G. DeMesa
(2) David C. Johnson

Additional name(s) of conveying party(ies) attached?
() Yes (X) No

2. Name and address of receiving party(ies):

Name: Indx Software Corporation
Street Address: 6 Journey, Suite 125
City: Aliso Viejo State: CA ZIP: 92656-5318

Additional name(s) of receiving party(ies) attached?
() Yes (X) No

3. Nature of conveyance:

- (X) Assignment
() Merger
() Security Agreement
() Change of Name
() Other:

Execution Date: (If multiple assignors, list execution dates in numerical order corresponding to numbers indicated in 1 above)

- (1) March 13, 2001
(2) March 13, 2001

4. Application number(s) or Patent number(s):

() Application(s) filed herewith Execution Date(s):

(X) Patent Application No.: 09/704,471
Filing Date: November 1, 2000() Patent No.:
Issue Date:

Additional numbers attached? () Yes (X) No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Ronald J. Schoenbaum
KNOBBE, MARTENS, OLSON & BEAR, LLP
Customer No. 20,995
Internal Address: Sixteenth Floor
Street Address: 620 Newport Center Drive
City: Newport Beach State: CA ZIP: 92660
Attorney's Docket No.: INDXCOR.013A

7. Total fee (37 CFR 3.41): \$40.00

(X) Enclosed

8. Deposit account number: 11-1410

Please charge this account for any additional fees which may be required, or credit any overpayment to this account.

6. Total number of applications and patents involved: 1

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct, and any attached copy is a true copy of the original document.

Ronald J. Schoenbaum
Name of Person Signing

Signature

Date

38,297

Registration No.

Total number of pages including cover sheet, attachments and document: 3

Mail documents to be recorded with required cover sheet information to:

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Application No.: 09/704,471
Filing Date: November 1, 2000

PATENT
Client Code: INDXCOR.013A
Page 1

ASSIGNMENT

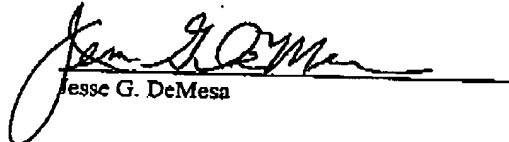
WHEREAS, We, Jesse G. DeMesa, a United States citizen, residing at 24403 Calle Torcido, Lake Forest, California 92630, and David C. Johnson, a United States citizen, residing at ~~25161 Via Terracina, Laguna Niguel, California 92677~~ ^{28520 Wood Canyon Dr. #116, Aliso}, have invented certain new and useful improvements in a SYSTEM AND METHOD FOR RETRIEVING AND PRESENTING DATA USING CLASS-BASED COMPONENT AND VIEW MODEL for which we have filed an application for Letters Patent in the United States, Application No. 09/704,471, filed on November 1, 2000;

AND WHEREAS, Indx Software Corporation (hereinafter "ASSIGNEE"), a California Corporation, with its principal place of business at 6 Journey, Suite 125, Aliso Viejo, California 92656-5318, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said inventors, do hereby acknowledge that we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all provisional applications relating thereto, and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof, and we hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 13th day of March, 2001.


Jesse G. DeMesa

STATE OF CA

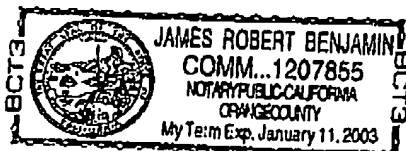
COUNTY OF ORANGE

ss.

On 3-13-01, before me, James Robert Benjamin, personally appeared Jesse G. DeMesa personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]




Notary Signature

Application No.: 09/704,471

Filing Date: November 1, 2000

PATENT

Client Code: INDXCOR.013A

Page 2

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 13th day of March, 2001.

David C. Johnson

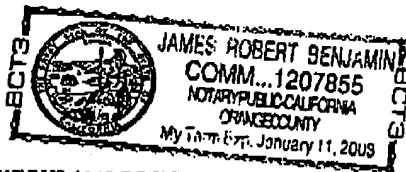
David C. Johnson

STATE OF CA }
COUNTY OF Orange } ss.

On 3-13-01, before me, James Robert Benjamin, personally appeared David C. Johnson personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



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020701

James Robert Benjamin
Notary Signature